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WAR DEPARTMENT.

RULES AND REGULATIONS TO GOVERN THE OPENING OF DRAWBRIDGES ACROSS NAVIGABLE STREAMS FLOWING INTO RARITAN BAY (EXCEPT RARITAN RIVER AND ARTHUR KILL), THE SHREWSBURY RIVER AND ITS TRIBUTARIES, AND ALL INLETS ON THE ATLANTIC OCEAN INCLUDING THEIR TRIBUTARIES AND CANALS BETWEEN SANDY HOOK AND BAYHEAD, NEW JERSEY

THE LAW

The River and Harbor Act of August 18, 1894, contains the following section:

SEC. 5. That it shall be the duty of all persons owning, operating, and tending the drawbridges now built, or which may hereafter be built across the navigable rivers and other waters of the United States, to open, or cause to be opened, the draws of such bridges under such rules and regulations as in the opinion of the Secretary of War the public interests require to govern the opening of drawbridges for the passage of vessels and other water crafts, and such rules and regulations, when so made and published, shall have the force of law. Every such person who shall willfully fail or refuse to open, or cause to be opened, the draw of any such bridge for the passage of a boat or boats, or who shall unreasonably delay the opening of said draw after reasonable signal shall have been given, as provided in such regulations, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by a fine of not more than two thousand dollars nor less than one thousand dollars, or by imprisonment (in the case of a natural person) for not exceeding one year, or by both such fine and imprisonment, in the discretion of the court: *Provided*, That the proper action to enforce the provisions of this section may be commenced before any commissioner, judge, or court of the United States, and such commissioner, judge or court shall proceed in respect thereto as authorized by law in case of crimes against the United States: *Provided further*, That whenever, in the opinion of the Secretary of War, the public interests require it, he may make rules and regulations to govern the opening of drawbridges for the passage of vessels and other water crafts, and such rules and regulations, when so made and published, shall have the force of law, and any violation thereof shall be punished as hereinbefore provided.

THE REGULATIONS

In pursuance of the foregoing law, the following regulations are prescribed to govern the opening of drawbridges across navigable streams flowing into Raritan Bay (except Raritan River and Arthur Kill), the Shrewsbury River and its tributaries, and all inlets on the Atlantic Ocean including their tributaries and canals between Sandy Hook and Bayhead, New Jersey.

1. The owners of, or agencies controlling, drawbridges shall provide the appliances and the personnel necessary for the safe, prompt and efficient operation of the draws.

2. Drawbridges shall be opened promptly for the passage of any vessel or other water craft unable to pass under the closed spans, except as hereinafter provided.

3. *Signals—Call Signals for Opening of Draw.*—

Sound Signal: Three distinct blasts of a whistle, horn or megaphone, or 3 loud and distinct strokes of a bell, sounded within a reasonable hearing distance of the bridge.

Visual Signal: To be used in conjunction with sound signals when conditions are such that sound signals cannot be heard.

A white flag by day, a white light by night, swung in full circles at arm's length in full sight of the bridges and facing the draw.

Acknowledging Signals—By bridge operator.—

Sound Signals: Draw to be opened immediately: Same as call signal.

Draw cannot be opened immediately, or, if open, must be closed immediately: 2 long distinct blasts of a whistle, horn or megaphone, or 2 loud and distinct strokes of a bell, to be repeated at regular intervals until acknowledged by the vessel.

Visual Signals: To be used in conjunction with sound signals when conditions are such that sound signals cannot be heard.

Draw to be opened immediately: A white flag by day or a green light at night swung up and down vertically a number of times in full sight of the vessel.

Draw cannot be opened immediately, or, if open, must be closed immediately: A red flag by day, a red light by night, swung to and fro horizontally in full sight of the vessel, to be repeated until acknowledged by the vessel.

By the vessel.—Vessels or other water craft having signaled for the opening of the draw and having received a signal that the draw cannot be opened immediately, or if open must be closed immediately, shall acknowledge said signal by one long blast followed by a short blast, or by swinging to and fro horizontally a red flag by day and a red light by night.

4. Trains, automobiles, trucks, and other vehicles, vessels or other water craft shall not be stopped or manipulated in a manner hindering or delaying the operation of these drawbridges, but all passage over draw spans or through draw openings shall be so as to expedite both land and water traffic.

5. The owners of, or agencies controlling, these bridges shall provide and keep in good legible condition two board gauges painted white, with black figures not less than 8 inches high, to indicate the headroom clearance under the closed draw span at all stages of the tide. The gauges shall be so placed on the bridge that they will be plainly visible to the operator of the vessel approaching the bridge either up or downstream.

6. These drawbridges shall not be required to open for craft carrying appurtenances unessential for navigation which extend above the normal superstructure. Military masts shall be considered as part of the normal superstructure.

Upon request, the district engineer in charge of the locality will cause inspection to be made of the superstructure and appurtenances of any craft habitually frequenting those waterways, with a view to adjusting any differences of opinion in this matter between the vessel owner and the bridge owner.

7. Copies of these regulations shall be conspicuously posted on both the upstream and downstream sides of the bridges in such manner that it can be easily read at any time.



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8. These regulations shall take effect and be in force on and after the date of approval hereof.

9. The regulations to govern the operation of the Ocean Avenue bridge across the mouth of the Shark River between Belmar and Avon-by-the-Sea, and to govern the operation of drawbridges across Manasquan River, its navigable tributaries and the Bayhead-Manasquan Canal, New Jersey, prescribed under dates of March 29, 1933, and January 18, 1937, respectively, and all parts of the regulations to govern the opening of drawbridges across Raritan Bay, Arthur Kill, and their navigable tributaries, and Shrewsbury River, prescribed August 19, 1905, in conflict with these regulations are hereby revoked.

Approved, June 11, 1937.

[SEAL]

HARRY H. WOODRING,
 Secretary of War.

E. T. CONLEY,
 Major General,
 The Adjutant General.

[F. R. Doc. 37-1903; Filed, June 25, 1937; 9:43 a. m.]

DEPARTMENT OF THE INTERIOR.

National Bituminous Coal Commission.

[Order No. 8]

AN ORDER DIRECTING ALL DISTRICT BOARDS TO PROPOSE STANDARDS OF CLASSIFICATION OF COALS AS TO KINDS, QUALITIES AND SIZES PRODUCED IN SAID DISTRICTS AND STANDARD METHODS AND RULES OF MAKING AND APPLYING SUCH CLASSIFICATIONS AND DIRECTING SAID DISTRICT BOARDS TO FILE THE SAME WITH THE NATIONAL BITUMINOUS COAL COMMISSION AT ITS OFFICE IN THE CITY OF WASHINGTON, D. C., SUBJECT TO REVIEW, MODIFICATION AND FINAL DETERMINATION THEREOF BY THE COMMISSION; AND ORDERING A PUBLIC HEARING FOR THE PURPOSE OF DETERMINING AND FIXING SUCH STANDARDS OF CLASSIFICATION, METHODS AND RULES, FIXING THE TIME AND PLACE OF SUCH HEARING AND PRESCRIBING THE NOTICE TO BE GIVEN THEREOF

Pursuant to act of Congress, entitled "An Act to regulate interstate commerce in bituminous coal, and for other purposes" (Public, No. 48, 75th Cong. 1st sess.), known as the Bituminous Coal Act of 1937, and the Bituminous Coal Code promulgated under authority of said Act, the National Bituminous Coal Commission is directed to prescribe for code members minimum prices and marketing rules and regulations.

In order to comply with said directions, it is requisite that there be established standards of classification of coal as to kinds, qualities and sizes produced in the several districts, and standard methods and rules of making and applying such classifications.

Pursuant to the authority of said Act, the National Bituminous Coal Commission hereby orders that:

1. All District Boards of the several districts created by said Act are hereby directed to propose standards of classification of coal as to kinds, qualities and sizes produced in said districts and standard methods and rules of making and applying such classifications and to file the same with the National Bituminous Coal Commission at its office in the City of Washington, D. C., on or before the 7th day of July, 1937, the same to be considered and reviewed by said National Bituminous Coal Commission in a hearing hereinafter provided.

2. It is hereby further ordered by the National Bituminous Coal Commission that a public hearing be held on the 8th day of July, 1937, commencing at the hour of 10:00 A. M. in a hearing room of the Commission at the Carlton Hotel, Washington, D. C., to determine and establish standards of classification of coal as to kinds, qualities and sizes produced in the several districts and standard methods and rules of making and applying such classifications. At said hearing

Consumers' Counsel, code members and all other interested parties may appear and be heard before the Commission. Thereafter, the Commission shall, by appropriate order, fix and establish standards of classification of coal as to kinds, qualities and sizes produced in the several districts and standard methods and rules of making and applying such classifications as determined at said hearing.

Notice of said hearing shall be given under the direction of the Secretary of the Commission by mailing copies of this order to Consumers' Counsel and to the Secretaries or Acting Secretaries of the respective districts, and by publication of notice upon three consecutive days in a newspaper of general circulation in each of said districts. The notice published in said newspaper shall contain the date and place of the hearing and a concise statement of the subject matter of the hearing.

By order of the Commission.

Dated this 24th day of June, 1937.

[SEAL]

F. WITCHER McCULLOUGH, *Secretary*.

[F. R. Doc. 37-1911; Filed, June 25, 1937; 11:42 a. m.]

[Order No. 9]

AN ORDER PROVIDING FOR A HEARING TO RECEIVE EVIDENCE FOR THE PURPOSE OF ENABLING THE COMMISSION TO DETERMINE THE PERSONS REFERRED TO IN SECTION 4, PART II (H) OF THE BITUMINOUS COAL ACT OF 1937 AS "DISTRIBUTORS"; TO DETERMINE FARMERS' COOPERATIVE ORGANIZATIONS ENTITLED TO RECEIVE DISCOUNTS UNDER THE PROVISIONS OF SUBSECTION (I) 13 OF PART II OF SECTION 4 OF SAID ACT; TO DETERMINE DUE AND REASONABLE MAXIMUM DISCOUNTS OR PRICE ALLOWANCES BY CODE MEMBERS TO PERSONS ENTITLED THERETO UNDER THE PROVISIONS OF THE ACT; AND TO DETERMINE AND PRESCRIBE REASONABLE RULES AND REGULATIONS GOVERNING "DISTRIBUTORS" ENTITLED TO DISCOUNTS UNDER SAID ACT SO AS TO REQUIRE THE MAINTENANCE AND OBSERVANCE BY SUCH PERSONS, IN THE RESALE OF COAL SUBJECT TO THE JURISDICTION OF THE ACT, OF THE PRICES AND MARKETING RULES AND REGULATIONS ESTABLISHED BY THE COMMISSION

Pursuant to act of Congress entitled "An Act to regulate interstate commerce in bituminous coal, and for other purposes" (Public, No. 48, 75th Cong., 1st sess.), known as the Bituminous Coal Act of 1937, the National Bituminous Coal Commission hereby orders and directs as follows:

1. Section 4 of the Bituminous Coal Act of 1937 provides that producers accepting membership in the Code as provided in section 5 (a) shall be, and are herein referred to as code members, and that the provisions of such Code shall apply only to such code members except as otherwise provided by subsection (h) of Part II of said section.

Section 4, subsection (h) of part II provides:

The Commission shall by order, prescribe due and reasonable maximum discounts or price allowances that may be made by code members to persons (whether or not code members), herein referred to as "distributors", who purchase coal for resale and resell it in not less than cargo or railroad carload lots; and shall require the maintenance and observance by such persons, in the resale of such coal, of the prices and marketing rules and regulations established under this section.

Section 4, subsection (i) 13 provides:

It shall not be an unfair method of competition or a violation of the code or any requirement of this Act (1) to sell to or through any bona-fide and legitimate farmers' cooperative organization duly organized under the laws of any State, Territory, the District of Columbia, or the United States whether or not such organization grants rebates, discounts, patronage dividends, or other similar benefits to its members; (2) to sell through any intervening agency to any such cooperative organization; or (3) to pay or allow to any such cooperative organization or to any such intervening agency any discount, commission, rebate, or dividend ordinarily paid or allowed, or permitted by the code to be paid or allowed, to other purchasers for purchases in wholesale or middleman quantities.

2. Pursuant to the authority of said Act, the Commission orders that a hearing be held on the 19th day of July, 1937, commencing at the hour of 10 o'clock a. m., in a hearing

room of the Commission at the Carlton Hotel, Washington, D. C., to receive evidence for the purpose of:

(a) Enabling the Commission to determine the persons (whether or not code members), referred to in section 4, part II (h) of said Act as "distributors", who purchase coal for resale and resell it in not less than cargo or railroad carload lots;

(b) Enabling the Commission to determine the farmers' cooperative organizations which are entitled to receive discounts under the provisions of subsection (i) 13 of part II of section 4 of said Act;

(c) Enabling the Commission to determine and prescribe due and reasonable maximum discounts or price allowances that may be made by code members to persons entitled thereto under the provisions of said Act; and

(d) Enabling the Commission to prescribe reasonable rules and regulations governing "distributors" entitled to discounts under said Act so as to require the maintenance and observance by such persons, in the resale of coal subject to the jurisdiction of the Act, of the prices and marketing rules and regulations established by the Commission.

3. Notice of the time, place and purpose of said hearing shall be given by the Secretary of the Commission by publishing in a newspaper of general circulation in each of the districts created under the Act a copy of this order on three (3) successive days, and by mailing to the Secretary or Acting Secretary of each District Board and to each known code member in all of said districts a copy of this order.

By order of the Commission.

Dated this 24th day of June, 1937.

[SEAL]

F. WITCHER McCULLOUGH, *Secretary*.

[F. R. Doc. 37-1926; Filed, June 25, 1937; 1:15 p. m.]

DEPARTMENT OF AGRICULTURE.

Agricultural Adjustment Administration.

[Docket No. A-51 O-51]

NOTICE OF HEARING WITH RESPECT TO PROPOSAL TO AMEND ORDER NO. 4 REGULATING HANDLING OF MILK IN GREATER BOSTON, MASSACHUSETTS, MARKETING AREA, AND WITH RESPECT TO PROPOSAL TO AMEND MARKETING AGREEMENT TENTATIVELY APPROVED JANUARY 18, 1936

Whereas, under section 8 c of Title I of Public No. 10, 73d Congress, as amended, the Secretary of Agriculture, hereinafter called the Secretary, issued an order regulating the handling of milk in the Greater Boston, Massachusetts, Marketing Area, effective 12:01 a. m., eastern standard time, February 9, 1936; and

Whereas, the Secretary tentatively approved a marketing agreement regulating the handling of milk in the said marketing area on January 18, 1936; and

Whereas, the Secretary has reason to believe that an amendment should be made to said order and said marketing agreement; and

Whereas, under the Agricultural Marketing Agreement Act of 1937, which reenacts and further amends Public No. 10, 73d Congress, as amended, notice of hearing is required in connection with a proposal to amend an order, and the General Regulations, Series A, No. 1, as amended, of the Agricultural Adjustment Administration, U. S. Department of Agriculture, provide for notice and opportunity for hearing upon marketing agreements and orders:

Now, therefore, pursuant to the said acts and the General Regulations, notice is hereby given of a hearing to be held on a proposal to amend the order regulating the handling of milk in the Greater Boston, Massachusetts, Marketing Area and the tentatively approved marketing agreement regulating the handling of milk in the Greater Boston, Massachusetts, Marketing Area, in the Armory, St. Johnsbury, Vermont, on June 30, 1937, at 9:30 a. m., eastern standard time; the Gardner Auditorium, State House, Boston,

Massachusetts, on July 1, 1937, at 9:30 a. m., daylight saving time; and the House of Representatives, State House, Augusta, Maine, July 2, 1937, at 9:30 a. m., eastern standard time.

This public hearing is for the purpose of receiving evidence as to the necessity for (1) revising the minimum prices set forth in said order and said marketing agreement, (2) deleting from said order and said marketing agreement the base rating provisions, and (3) amending any other provisions in, or adding any other provisions to, said order and said marketing agreement.

Copies of the proposal to amend the order and the marketing agreement may be inspected in or procured from the office of the Hearing Clerk, Room 0318, South Building, U. S. Department of Agriculture, Washington, D. C.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

Dated: June 24, 1937.

[F. R. Doc. 37-1918; Filed, June 25, 1937; 12:39 p. m.]

[Docket No. A-50 O-50]

ORDER CANCELLING HEARINGS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND A PROPOSED ORDER REGULATING THE HANDLING OF MILK IN THE GREATER BOSTON, MASSACHUSETTS, MARKETING AREA

Whereas, H. A. Wallace, Secretary of Agriculture of the United States, issued, on June 19, 1937, a notice of hearings¹ with respect to a proposed marketing agreement and a proposed order regulating the handling of milk in the Greater Boston, Massachusetts, Marketing Area, to be held at the following places on the dates set forth herein opposite such respective places:

St. Johnsbury, Vermont, June 29, 1937

Augusta, Maine, June 30, 1937

Boston, Massachusetts, July 1, 1937

and

Whereas, it is deemed necessary and advisable to cancel such hearings;

Now, therefore, it is hereby ordered that the hearings hereinabove set forth be cancelled and it is further ordered that the Hearing Clerk, Office of the Solicitor, Department of Agriculture, take appropriate steps to inform interested parties of such cancellation in accordance with the manner prescribed by the General Regulations, Series A, No. 1, as amended, of the Agricultural Adjustment Administration, United States Department of Agriculture, for giving notice of hearings with respect to the issuance of marketing agreements and orders.

In witness whereof, H. A. Wallace, Secretary of Agriculture of the United States, does hereby execute this order in duplicate and does cause the official seal of the Department of Agriculture to be affixed hereto in the city of Washington, District of Columbia, this 24th day of June, 1937.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 37-1912; Filed, June 25, 1937; 12:39 p. m.]

ORDER TERMINATING THE ORDER SUSPENDING ORDER NO. 4 REGULATING THE HANDLING OF MILK IN THE GREATER BOSTON, MASSACHUSETTS, MARKETING AREA

Whereas, H. A. Wallace, Secretary of Agriculture of the United States of America, acting under the provisions of the Agricultural Adjustment Act, as amended, executed an order on August 1, 1936, suspending Order No. 4,² regulating the handling of milk in the Greater Boston, Massachusetts, marketing area; and

Whereas, the Secretary of Agriculture has determined to terminate said order of suspension;

Now, therefore, Harry L. Brown, Acting Secretary of Agriculture, acting under the authority vested in him by the Agricultural Marketing Agreement Act of 1937, which re-enacts and further amends Public No. 10, 73rd Congress, as amended, hereby terminates, effective as of 12:01 a. m., daylight saving time, July 1, 1937, the suspension of Article 1, Article 2, Article 3, Article 5, Article 6—section 1, Article 12, Article 13, Article 14, Article 15, and Article 16 of said Order No. 4, and hereby terminates, effective as of 12:01 a. m., daylight saving time, August 1, 1937, the suspension of the remaining provisions of said Order No. 4, and the entire Order No. 4 is hereby declared to be effective on and after the last mentioned date.

In witness whereof, Harry L. Brown, Acting Secretary of Agriculture of the United States of America, has executed this termination of suspension of said order as aforesaid and has hereunto set his hand and caused the official seal of the Department of Agriculture to be affixed in the city of Washington, District of Columbia, this 25th day of June 1937.

[SEAL]

HARRY L. BROWN,
Acting Secretary of Agriculture.

[F. R. Doc. 37-1914; Filed, June 25, 1937; 12:39 p. m.]

ECR-B-101—Kent County, Maryland, Supplement (a)

1937 AGRICULTURAL CONSERVATION PROGRAM—EAST CENTRAL REGION

BULLETIN NO. 101—KENT COUNTY, MARYLAND—SUPPLEMENT (A)

Emergency Feed Crops

Section 4 of part I of East Central Region Bulletin No. 101—Kent County, Maryland,¹ is hereby amended by addition at the end thereof of the following:

Notwithstanding the foregoing provisions of this section, no decrease will be made in the farm allowance because of depleting crops grown in 1937 in excess of the approved acreage for the farm of the County Committee finds that such excess consists of feed crops grown to replace a shortage of feed caused by flood, drought, or other unfavorable weather conditions in 1936 or 1937.

Done at Washington, D. C., this 24th day of June, 1937. Witness my hand and the seal of the Department of Agriculture.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 37-1915; Filed, June 25, 1937; 12:39 p. m.]

FEDERAL TRADE COMMISSION.

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 23rd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March; Ewin L. Davis, Robert E. Freer.

[Docket No. 2968]

IN THE MATTER OF ALPHA LABORATORY, INC., A CORPORATION
ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41),

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed

¹ 2 F. R. 1273.

² 2 F. R. 1123.

¹ 2 F. R. 699.

to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, July 15, 1937, at two o'clock in the afternoon of that day (eastern standard time), in room 500, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report. By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1905; Filed, June 25, 1937; 10:30 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 23rd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3101]

IN THE MATTER OF OLIVER L. VON BACHELLE, DOING BUSINESS AS H. SHADE'S LABORATORIES, AND BUREAU OF EDUCATION, H. SHADE'S LABORATORIES

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, July 15, 1937, at two o'clock in the afternoon of that day (eastern standard time), in room 500, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report. By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1909; Filed, June 25, 1937; 10:31 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 23rd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3067]

IN THE MATTER OF BANNER MANUFACTURING COMPANY, A CORPORATION

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, July 8, 1937, at ten o'clock in the forenoon of that day (eastern standard time), in room 500, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report. By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1908; Filed, June 25, 1937; 10:31 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 23rd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2998]

IN THE MATTER OF BIRCONJEL CORPORATION, INC.

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress, (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Robert S. Hall, an examiner of this Commission be, and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Monday, July 12, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report. By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1906; Filed, June 25, 1937; 10:30 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22nd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr.; Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 2957]

IN THE MATTER OF DR. W. B. CALDWELL, INC., A CORPORATION,

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Wednesday, July 21, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission:

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1904; Filed, June 25, 1937; 10:30 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22nd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3123]

IN THE MATTER OF JOHN PETRIE, AN INDIVIDUAL, TRADING UNDER THE TRADE NAMES PURITY PRODUCTS COMPANY, BX LABORATORIES, AND UNDER OTHER NAMES

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Thursday, July 15, 1937, at one o'clock in the afternoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission:

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1910; Filed, June 25, 1937; 10:32 a. m.]

United States of America—Before Federal Trade Commission

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 22nd day of June, A. D. 1937.

Commissioners: William A. Ayres, Chairman; Garland S. Ferguson, Jr., Charles H. March, Ewin L. Davis, Robert E. Freer.

[Docket No. 3064]

IN THE MATTER OF TRADE LABORATORIES, INC., ALSO TRADING AS REDD CHEMICAL COMPANY, MODERN BRANDS, INC., PERLOX LABORATORIES, INC., PEARL-WHITE LABORATORIES, INC., AND DR. DAILY'S LABORATORIES, INC., ALL CORPORATIONS, J. C. BRUSH, C. R. DICKINSON, AND C. V. BRUSH

ORDER APPOINTING EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission, under an Act of Congress (38 Stat. 717; 15 U. S. C. A., Section 41).

It is ordered that Robert S. Hall, an examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered that the taking of testimony in this proceeding begin on Tuesday, July 6, 1937, at nine o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The examiner will then close the case and make his report.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary*.

[F. R. Doc. 37-1907; Filed, June 25, 1937; 10:31 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D. 1937.

[File No. 32-67]

IN THE MATTER OF THE NARRAGANSETT ELECTRIC COMPANY

NOTICE OF AND ORDER FOR HEARING

An application having been duly filed with this Commission, by The Narragansett Electric Company pursuant to Section 6 (b) of the Public Utility Holding Company Act of 1935, for exemption from the provisions of Section 6 (a) of said Act of the issue and sale by the applicant of 40,000 shares of capital stock (par value of \$50 per share) of the aggregate par value of \$2,000,000, it being stated in said application that such issue and sale are solely for the purpose of financing the business of the applicant, that the proceeds of such issue will be used for the purpose of capitalizing and reimbursing the applicant's treasury for expenditures made by the applicant for capital assets as to which no stock or capital obligations have been issued, and that such issue and sale have been expressly authorized by the Division of Public Utilities of the State of Rhode Island, the State in which the applicant is organized and doing business.

It is ordered that a hearing on such matter be held on July 14, 1937, at ten o'clock in the forenoon of that day at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before July 8, 1937.

It is further ordered that Charles S. Moore, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1925; Filed, June 25, 1937; 12:43 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its Office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE MID-CONTINENT-CONTINENTAL-YOUNG LEASE, FILED ON MAY 29, 1937, BY S. LEROY ESTES, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet described in the title hereof has been amended to cure the objections specified in the Temporary Suspension Order previously entered in this proceeding;¹

It is ordered, pursuant to Rule 354 (c) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on June 19, 1937, be effective as of June 19, 1937;

It is further ordered that the Temporary Suspension Order heretofore entered in this proceeding be, and hereby is, revoked, and said proceeding is terminated as of the effective date of said amendment.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1922; Filed, June 25, 1937; 12:42 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE INLAND-HOWES CAPITOL FARM, FILED ON MAY 21, 1937, BY HARRY A. GEORGE, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet described in the title hereof has been amended to cure the objections specified in the Temporary Suspension Order previously entered in this proceeding;²

It is ordered, pursuant to Rule 354 (c) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on June 7, 1937, be effective as of June 7, 1937.

It is further ordered that the Temporary Suspension Order heretofore entered in this proceeding be, and hereby is, revoked, and said proceeding is terminated as of the effective date of said amendment.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1924; Filed, June 25, 1937; 12:43 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE PHILLIPS-"L" COMMUNITY TRACT, FILED ON JUNE 1, 1937, BY RAYMOND F. KELLY, RESPONDENT

ORDER TERMINATING PROCEEDING AFTER AMENDMENT

The Securities and Exchange Commission, finding that the offering sheet described in the title hereof has been

amended to cure the objections specified in the Temporary Suspension Order previously entered in this proceeding;¹

It is ordered, pursuant to Rule 354 (c) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the amendment received at the office of the Commission on June 21, 1937, be effective as of June 21, 1937;

It is further ordered that the Temporary Suspension Order heretofore entered in this proceeding be, and hereby is, revoked, and said proceeding is terminated as of the effective date of said amendment.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1923; Filed, June 25, 1937; 12:43 p. m.]

*United States of America—Before the Securities
and Exchange Commission*

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF PRODUCING LAND-OWNERS' ROYALTY INTERESTS IN THE GYPSY-CARTER-WALKER TRACT, FILED ON JUNE 18, 1937, BY LOUIS BERNSTEIN, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND
NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that in Division II, Item 10, the names of the persons by whom the taxes are assessed, are omitted; nor are the amounts of the Federal tax and excise tax given;

(2) In that a portion of the text in Division II, Item 17 (c), is omitted, as is also the information required to be given relative to the percentage of production allowed the tract involved;

(3) In that the depth of well #5 as set forth in Division II, Items 19 (c) and (e), does not agree with the depth of same well as shown by the plat attached to the offering sheet as "Exhibit A";

(4) In that the information given in Division II, Item 20 (b), relative to the percentage of water in fluid produced from the tract involved is not believed to be correct;

(5) In that one of the signature forms included as a part of the offering sheet does not appear to be properly included;

(6) In that the proposed instrument of conveyance attached to the offering sheet as "Exhibit B" is incomplete for the reason that the smallest interest to be conveyed is omitted;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinafter enumerated; and

¹ 2 F. R. 1172.

² 2 F. R. 1115.

¹ 2 F. R. 1182.

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1917; Filed, June 25, 1937; 12:40 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF PRODUCING WORKING INTERESTS IN THE JOHNSON-KEMNITZ-AUNGST LEASE, FILED ON JUNE 17, 1937, BY NORRIS-GILBERT & CO., RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that from the information disclosed by Division II, Items 7 (a) and (b), it appears that the person filing the offering sheet intends to offer for sale interests in excess of those owned by such person upon the date of the execution of said offering sheet;

(2) In that the smallest interest proposed to be conveyed as set forth in Exhibit B is not believed to be correct;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1919; Filed, June 25, 1937; 12:42 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF PRODUCING LAND-OWNERS' ROYALTY INTERESTS IN THE STANOLIND-AMERADA-TRANSWESTERN-SUENRAM TRACT, FILED ON JUNE 19, 1937, BY SUPREME OIL INC., RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that in Division II, Item 2 (e), no statement is made as to whether or not the interest offered is perpetual;

(2) In that the Rules and Regulations and the form of offering sheet prescribed by the Commission as Schedule A require that the percentage of water in fluid, produced from the tract involved, be stated by months in Division II, Item 20 (b), whereas such information as is given is contained in a footnote following this Item;

(3) In that the second signature form required to be included in the offering sheet is omitted;

(4) In that the proposed instrument of conveyance, attached to the offering sheet as Exhibit B, is incomplete for the reason that the smallest interest conveyed is omitted;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1920; Filed, June 25, 1937; 12:42 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF PRODUCING LAND-OWNERS' ROYALTY INTERESTS IN THE TIDEWATER-PHILLIPS-HACKETT TRACT, FILED JUNE 19, 1937, BY G. D. TERRIEN, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the legal description of the tract involved, as set forth in Division II, Item 2 (c), is not believed to be correct;

(2) In that the text of Division II, Item 12, is omitted;

(3) In that a portion of the text of Division II, Item 13, is omitted, as is also the information required to be given in this Item relative to the approximate number of drilling wells;

(4) In that in Division II, Item 14, the legal description of the property given in connection with the Hoover Series well is not believed to be correct;

(5) In that in Division II, Items 18 and 19 (c) and (e), no information is given relative to well No. 1 in the Hoover Series (Note: Although no value is claimed for production from this well, the information relative to same should be given in these Items, together with an appropriate explanation);

(6) In that the proposed instrument of conveyance, attached to the offering sheet as Exhibit B, is inaccurate for the reason that the smallest interest to be conveyed is not believed to be correctly stated nor is the description of the property, upon which is located the well now producing from the Hoover Series, believed to be correct;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1921; Filed, June 25, 1937; 12:42 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

No. 123—2

IN THE MATTER OF AN OFFERING SHEET OF PRODUCING LAND-OWNERS' ROYALTY INTERESTS IN THE OHIO-BUTTRAM-WINTERS TRACT, FILED ON JUNE 18, 1937, BY T. G. THOMPSON, RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the Rules and Regulations and the form of offering sheet prescribed by the Commission as "Schedule A", require that the percentage of water in fluid produced from the tract involved be stated by months in Division II, Item 20 (b), whereas such information as is given for the months of March, April and May, 1937, is set forth in a footnote following said item;

(2) In that the smallest interest to be conveyed as set forth in the proposed instrument of conveyance attached to the offering sheet as "Exhibit B" is not believed to be correct and does not agree with like information contained in Division II, Item 1, of the offering sheet;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1916; Filed, June 25, 1937; 12:40 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 24th day of June, A. D., 1937.

IN THE MATTER OF AN OFFERING SHEET OF PRODUCING LAND-OWNERS' ROYALTY INTERESTS IN THE PHILLIPS "L" GENERAL COMMUNITY TRACT, FILED ON JUNE 17, 1937, BY T. G. WYLIE & Co., INC., RESPONDENT

TEMPORARY SUSPENSION ORDER (UNDER RULE 340 (A)) AND NOTICE OF OPPORTUNITY FOR HEARING

The Securities and Exchange Commission, having reasonable grounds to believe and, therefore, alleging that the offering sheet described in the title hereof and filed by the respondent named herein is incomplete or inaccurate in

material respects, or includes untrue statements of material facts, or omits to state material facts necessary to make the statements therein contained not misleading, or fails to comply with the requirements of Regulation B of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, in the respect, or respects, hereinafter enumerated, to wit:

(1) In that the smallest fractional interest offered as set forth in Division II, Item 1, is not stated in terms of the total production from the entire tract;

(2) In that in Division II, Item 10, the names of the persons by whom the taxes mentioned in said item are assessed, are omitted; as are also the times of payment of said taxes;

(3) In that the information contained in Division II, Item 13, is inaccurate and incomplete for the reason that the date upon which the discovery well was "plugged back" and the number of producing wells in the Oklahoma City field are not believed to be correctly stated; nor is the number of drilling wells, which information is required to be stated in this item, given;

(4) In that the second signature form which is required to be included in the offering sheet is omitted;

(5) In that the proposed instrument of conveyance attached to the offering sheet as "Exhibit B" is incomplete for the reason that the smallest interest proposed to be conveyed is omitted;

It is ordered, pursuant to Rule 340 (a) of the General Rules and Regulations promulgated by the Commission under the Securities Act of 1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, temporarily suspended pending a final hearing thereon for the purpose of determining whether said offering sheet is incomplete or inaccurate in any material respect, or includes an untrue statement of a material fact, or omits to state any material fact necessary to make the statements therein contained not misleading, or fails to comply with any requirements of Regulation B of such Rules and Regulations in the respect, or respects, hereinbefore enumerated; and

It is further ordered that respondent be, and hereby is, given notice that respondent is entitled to a hearing before the Commission, or an officer or officers of, and designated by, the Commission, for the purpose of determining such matters; that upon receipt of a written request from respondent, the Commission will, for the purpose of determining such matters, set the matter for hearing at a place to be designated by the Commission, within twenty days after receipt of such request; and that notice of the time and place of such hearing will thereupon be promptly given by the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary*.

[F. R. Doc. 37-1918; Filed, June 25, 1937; 12:40 p. m.]